

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

**I. (a) PLAINTIFFS**

The County of Trumbull

(b) County of Residence of First Listed Plaintiff Trumbull, OH

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

See attachment.

**DEFENDANTS**

Purdue Pharma L.P., et al. See attachment.

County of Residence of First Listed Defendant \_\_\_\_\_

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

See attachment.

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |   | PTF                        | DEF                        |   | PTF                                   | DEF                                   |
|---|----------------------------|----------------------------|---|---------------------------------------|---------------------------------------|
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input checked="" type="checkbox"/> 4 | <input type="checkbox"/> 4            |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5            | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6            | <input type="checkbox"/> 6            |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input checked="" type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice <b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education <b>PRISONER PETITIONS</b> <b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

**V. ORIGIN** (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☒ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

28 U.S.C. sections 1332, 1441, and 1446.

Brief description of cause:

Plaintiff alleges that the manufacturer defendants misrepresented the risks of FDA-approved opioid medications.

**VII. REQUESTED IN COMPLAINT:**☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE Dan Aaron PolsterDOCKET NUMBER 1:17-md-02804

DATE

01/18/2018

SIGNATURE OF ATTORNEY OF RECORD

/s/ Carole S. Rendon

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO**

I. Civil Categories: (Please check one category only).

1. ☒ General Civil
2. ☐ Administrative Review/Social Security
3. ☐ Habeas Corpus Death Penalty

\*If under Title 28, §2255, name the SENTENCING JUDGE: \_\_\_\_\_

CASE NUMBER: \_\_\_\_\_

II. **RELATED OR REFILED CASES.** See LR 3.1 which provides in pertinent part: "If an action is filed or removed to this Court and assigned to a District Judge after which it is discontinued, dismissed or remanded to a State court, and subsequently refiled, it shall be assigned to the same Judge who received the initial case assignment without regard for the place of holding court in which the case was refiled. Counsel or a party without counsel shall be responsible for bringing such cases to the attention of the Court by responding to the questions included on the Civil Cover Sheet."

This action: ☒ is **RELATED** to another **PENDING** civil case ☐ is a **REFILED** case ☐ was **PREVIOUSLY REMANDED**

If applicable, please indicate on page 1 in section VIII, the name of the Judge and case number.

III. In accordance with Local Civil Rule **3.8**, actions involving counties in the Eastern Division shall be filed at any of the divisional offices therein. Actions involving counties in the Western Division shall be filed at the Toledo office. For the purpose of determining the proper division, and for statistical reasons, the following information is requested.

ANSWER ONE PARAGRAPH ONLY. ANSWER PARAGRAPHS 1 THRU 3 IN ORDER. UPON FINDING WHICH PARAGRAPH APPLIES TO YOUR CASE, ANSWER IT AND STOP.

(1) **Resident defendant.** If the defendant resides in a county within this district, please set forth the name of such county

**COUNTY:**

**Corporation** For the purpose of answering the above, a corporation is deemed to be a resident of that county in which it has its principal place of business in that district.

(2) **Non-Resident defendant.** If no defendant is a resident of a county in this district, please set forth the county wherein the cause of action arose or the event complained of occurred.

**COUNTY:** Trumbull County, OH

(3) **Other Cases.** If no defendant is a resident of this district, or if the defendant is a corporation not having a principle place of business within the district, and the cause of action arose or the event complained of occurred outside this district, please set forth the county of the plaintiff's residence.

**COUNTY:**

IV. The Counties in the Northern District of Ohio are divided into divisions as shown below. After the county is determined in Section III, please check the appropriate division.

**EASTERN DIVISION**

☐

AKRON

(Counties: Carroll, Holmes, Portage, Stark, Summit, Tuscarawas and Wayne)

☐

CLEVELAND

(Counties: Ashland, Ashtabula, Crawford, Cuyahoga, Geauga, Lake, Lorain, Medina and Richland)

☒

YOUNGSTOWN

(Counties: Columbiana, Mahoning and Trumbull)

**WESTERN DIVISION**

☐

TOLEDO

(Counties: Allen, Auglaize, Defiance, Erie, Fulton, Hancock, Hardin, Henry, Huron, Lucas, Marion, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca VanWert, Williams, Wood and Wyandot)

# INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

## Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
  - (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
  - (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
- United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
- United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
- Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
- Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.
- Original Proceedings. (1) Cases which originate in the United States district courts.
- Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.
- Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
- Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
- Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
- Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
- Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.
- PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
- Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
- Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

**Date and Attorney Signature.** Date and sign the civil cover sheet.

**ATTACHMENT TO CIVIL COVER SHEET**

The following chart lists the plaintiff in this action, as well as its attorneys to the extent known.

<b>Plaintiff</b>	<b>Attorneys</b>
The County of Trumbull	<p>Frank Gallucci (0072680)  PLEVIN &amp; GALLUCCI COMPANY,  L.P.A.  55 Public Square  Suite 2222  Cleveland, OH 44113  (216) 861-0804</p> <p>Paul J. Napoli  Joseph L. Ciaccio  Salvatore Badala  NAPOLI SHKOLNIK PLLC  400 Broadway Road, Suite 350  Melville, NY 11747  (212) 397-1000</p> <p>Leo M. Spellacy, Jr. (0067304)  THRASHER DISMORE &amp; DOLAN LPA  1111 Superior Avenue, Suite 412  Cleveland, OH 44114  (216) 255-5450</p> <p>Scott Elliot Smith (0003749)  SCOTT ELLIOT SMITH LPA  5003 Horizons Dr. Ste 200  Columbus, OH 43220  (614) 846-1700</p>

The following chart lists the defendants in this action, as well as their attorneys to the extent known.

<b>Defendant</b>	<b>Attorneys</b>
Endo Pharmaceuticals Inc. Endo Health Solutions Inc.	<p>Carole S. Rendon (0070345)  Tera N. Coleman (0090544)  BAKER &amp; HOSTETLER LLP  Key Tower  127 Public Square, Suite 2000  Cleveland, OH 44114-1214  (216) 696-0740  crendon@bakerlaw.com  tcoleman@bakerlaw.com</p>

	<p>Ingo W. Sprie, Jr.* ARNOLD &amp; PORTER KAYE SCHOLER LLP 250 West 55th Street New York, NY 10019-9710 (212) 836-8000 Ingo.Sprie@apks.com</p> <p>Sean Morris* ARNOLD &amp; PORTER KAYE SCHOLER LLP 777 S. Figueroa Street 44th Floor Los Angeles, CA 90017 (213) 243-4000 Sean.Morris@apks.com <i>* denotes national counsel who will seek pro hac vice admission</i></p>
<p>Purdue Pharma L.P. Purdue Pharma Inc. The Purdue Frederick Company Inc.</p>	<p>Daniel J. Buckley (3772) VORYS, SATER, SEYMOUR and PEASE LLP 301 East Fourth Street Suite 3500, Great American Tower Cincinnati, OH 45202 (513) 723-4002 djbuckley@vorys.com</p> <p>Patrick J. Fitzgerald* R. Ryan Stoll* SKADDEN, ARPS, SLATE, MEAGHER &amp; FLOM LLP 4 Times Square New York, NY 10036 (212) 735-3000 patrick.fitzgerald@skadden.com ryan.stoll@skadden.com</p> <p>-and-</p> <p>155 North Wacker Drive Chicago, IL 60606 (312) 407-0700 <i>* denotes national counsel who will seek pro hac vice admission</i></p>

<p>Teva Pharmaceuticals USA, Inc.  Cephalon, Inc.  Watson Laboratories, Inc.  Actavis LLC  Actavis Pharma, Inc. f/k/a Watson Pharma, Inc.</p>	<p>Wendy West Feinstein (0064973)  MORGAN, LEWIS &amp; BOCKIUS LLP  One Oxford Centre, 32nd Floor  Pittsburgh, PA 15219-6401  (412) 560-7455  wendy.feinstein@morganlewis.com</p> <p>Tinos Diamantatos*  MORGAN, LEWIS &amp; BOCKIUS LLP  77 West Wacker Drive  Chicago, IL 60601-5094  (312) 324-1145  tinios.diamantatos@morganlewis.com</p> <p>Steven A. Reed*  MORGAN, LEWIS &amp; BOCKIUS LLP  1701 Market Street  Philadelphia, PA 19103  (215) 963-5000  steven.reed@morganlewis.com</p> <p>Brian M. Ercole  MORGAN, LEWIS &amp; BOCKIUS LLP  200 S. Biscayne Blvd., Suite 5300  Miami, FL 33131-2339  brian.ercole@morganlewis.com  <i>* denotes national counsel who will seek pro hac vice admission</i></p>
<p>Johnson &amp; Johnson  Janssen Pharmaceuticals, Inc.  Ortho-McNeil-Janssen  Pharmaceuticals, Inc. n/k/a Janssen  Pharmaceuticals, Inc.  Janssen Pharmaceutica, Inc. n/k/a Janssen  Pharmaceuticals, Inc.</p>	<p>Charles C. Lifland*  O'MELVENY &amp; MYERS LLP  400 S. Hope Street  Los Angeles, CA 90071  (213) 430-6000  clifland@omm.com  <i>* denotes national counsel who will seek pro hac vice admission</i></p>
<p>Allergan plc f/k/a Actavis plc  Actavis, Inc. n/k/a Allergan Finance, LLC f/k/a  Watson Pharmaceuticals, Inc.</p>	<p>John R. Mitchell (#0066759)  Stacey A. Greenwell (#0077909)  Andrea B. Daloia (#0074106)  THOMPSON HINE LLP  3900 Key Center  127 Public Square  Cleveland, OH 44114-1291  Telephone: 216-556-5500</p>

	<p>Facsimile: 216-556-5800 John.Mitchell@ThompsonHine.com Stacey.Greenwell@ThompsonHine.com Andrea.Daloia@ThompsonHine.com</p> <p>Donna Welch, P.C.* Martin L. Roth* Timothy Knapp* KIRKLAND &amp; ELLIS LLP 300 North LaSalle Chicago, Illinois 60654 (312) 862-2000 donna.welch@kirkland.com martin.roth@kirkland.com timothy.knapp@kirkland.com</p> <p>Jennifer G. Levy, P.C.* KIRKLAND &amp; ELLIS LLP 655 Fifteenth Street, NW Washington, DC 20005 (202) 879-5000 jennifer.levy@kirkland.com <i>* denotes national counsel who will seek pro hac vice admission</i></p>
Insys Therapeutics, Inc	<p>Eric H. Zagrans (0013108) Zagrans Law Firm LLC 6100 Oak Tree Boulevard, Suite 200 Cleveland, Ohio 44131 (216) 771-1000 (telephone) (866) 261-2008 (facsimile) eric@zagrans.com (e-mail)</p> <p>J. Matthew Donohue* (Trial Attorney) Joseph L. Franco* HOLLAND &amp; KNIGHT LLP 2300 U.S. Bancorp Tower 111 S.W. Fifth Avenue Portland, OR 97204 Telephone: 503.243.2300 Facsimile: 503.241.8014 matt.donohue@hklaw.com joe.franco@hklaw.com <i>* denotes national counsel who will seek pro hac vice admission</i></p>

McKesson Corporation	<p>Vincent I. Holzhall (0074901)  STEPTOE &amp; JOHNSON PLLC  41 South High Street, Suite 2200  Columbus, OH 43215  Telephone: (614) 221-5100  Facsimile: (614) 221-0952  vince.holzhall@steptoe-johnson.com</p>
Cardinal Health, Inc	<p>James B. Hadden (0059315)  Joseph F. Murray (0063373)  Brian K. Murphy (0070654)  Murray, Murphy, moul &amp; basil  1114 Dublin Road  Columbus, OH 43215  614-488-0400  hadden@mmmb.com  murray@mmmb.com  murphy@mmmb.com</p>
AmerisourceBergen Corporation	<p>Mark W. Bernlohr #0038640  Sandra K. Zerrusen #0070883  Aaron E. McQueen #0068753  Andrew N. Schock #0087998  JACKSON KELLY PLLC  50 South Main Street, Suite 201  Akron, OH 44308  Phone: (330) 252-9060  Facsimile: (330) 252-9078  mwbernlohr@jacksonkelly.com  skzerrusen@jacksonkelly.com  aaron.mcqueen@jacksonkelly.com  anschock@jacksonkelly.com</p> <p>Robert A. Nicholas  Shannon E. McClure  REED SMITH LLP  1717 Arch Street, Suite 3100  Philadelphia, PA 19103  (215) 851-8100  rnicholas@reedsmith.com  smcclure@reedsmith.com</p> <p>Alvin L. Emch  JACKSON KELLY PLLC  500 Lee Street, East, Suite 1600  P.O. Box 553</p>



	<p>Charleston, WV 25322  (304) 340-1000  aemch@jacksonkelly.com</p>
Miami-Luken, Inc.	<p>Thomas J. Hurney (WVSB #1833)  Laurie K. Miller (WVSB #8826)  JACKSON KELLY PLLC  500 Lee Street East  Suite 1600  Charleston, WV 25322  (304) 340-1000  thurney@jacksonkelly.com  lmiller@jacksonkelly.com</p> <p>Clay K. Keller (OH #0072927)  JACKSON KELLY PLLC  50 South Main Street, Suite 201  Akron, Ohio 44308  Tel: (330) 252-9060  Fax: (330) 252-9078  ckkeller@jacksonkelly.com</p>
Russell Portenoy	<p>O. Judson Scheaf, III (0040285)  Jordan D. Rauch (0093389)  HAHN LOESER &amp; PARKS LLP  65 East State Street, Suite 1400  Columbus, Ohio 43215  (614) 233-5190  JScheaf@hahnlaw.com  JRauch@hahnlaw.com</p>
Perry Fine Scott Fishman Lynn Webster	<p>Greg Brunton (0061722)  Tyler Tarney (0089082)  Daniel Hyzak (0091298)  Gordon &amp; Rees LLP  41 South High Street, Suite 2495  Columbus, Ohio 43215  T: (614) 340-5558; F: (614) 360-2130  gbrunton@grsm.com  ttarney@grsm.com  dhyzak@grsm.com</p>